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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/805,161	03/19/2004	Mark W. Kimberlin	D-3054

33197  
STOUT, UXA, BUYAN & MULLINS LLP  
4 VENTURE, SUITE 300  
IRVINE, CA 92618

CONFIRMATION NO. 7384

## FORMALITIES LETTER



\*OC000000012853315\*

Date Mailed: 06/03/2004

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 385 to complete the basic filing fee for a small entity.*
- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is **\$450** for a Small Entity

- **\$385** Statutory basic filing fee.
- **\$65** Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts  
Commissioner for Patents  
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08/11/2004 MAHME1 00000063 10805161

01 FC:2001 385.00 OP  
02 FC:2051 65.00 OP

*A copy of this notice MUST be returned with the reply.*

A handwritten signature in black ink, appearing to be "J. J. Jones", is written over a horizontal line.

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
PATENT

In re application of )  
KIMBERLIN ) Group Art Unit: 3673  
Serial No. 10/805,161 ) Examiner: N/A  
Filed: March 19, 2004 )  
For: EROSION CONTROL SYSTEM ) Attn: Mail Stop Missing Parts  
AND METHOD )

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450, on or before

August 2, 2004  
[Signature]  
Title Atty  
Date 8/2/04

LETTER

Commissioner for Patents  
Mail Stop Missing Parts  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

In response to the Notice to File Missing Parts mailed June 3, 2004, enclosed is a copy of the Notice and the executed Declaration in the above-identified application.

Enclosed is a check in the amount of \$450.00 to cover the filing fee and surcharge.

Respectfully submitted,

[Signature]  
Frank J. Uxa  
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FJUxa/ac